IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY SECOND DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 3826 of 2005

Between:

S.V.V. High School, tadikonda rep by its President & Correspondent Prakasam District

..... PETITIONER

AND

1 State of A.P., rep by Secretary to Government Education Department, Secretariat, Saifabad, Hyderabad
2 The Commissioner & Director of School Education, A.P., Hyderabad
3 The Regional Joint Director of School Education, Guntur

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate Writ order or direction more particularly one in the nature of Writ of Mandamus declaring as illegal, arbitrary and unconstitutional the action of the Respondents in not approving the selection made on 19-7-2004 for the post of SGBT as recommended by DEO., Guntur on 30-8-2004 and issue a Consequential Direction to the Respondents to forthwith approve the selection with all other benefits such as arrears of salary etc and pass such other or further order as are deem fit and proper in the circumstance of the case.

Counsel for the Petitioner: MR.AKA.VENKATARAMANA

Counsel for the Respondents: GP FOR EDUCATION

The Court, at the admission stage, made the following :

THE HON'BLE MR JUSTICE K.C. BHANU

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WRIT PETITION NO : 3826 of 2005

ORDER:

This writ petition is filed seeking writ of mandamus, declaring the action of the respondents in not approving the selection made on 09-07-2004 for the post of S.G.B.T. as recommended by the District Educational Officer, Guntur, on 30-08-2004, as illegal and arbitrary.

2 . Heard the learned counsel for the petitioner and the learned Government Pleader for Higher Education.

3. It is evident from the record that the District Educational Officer through his proceedings No.13290/B3/2004, dated 30-08-2004, recommended the name of selected candidate for approval by the competent authority and also the details have been furnished in the said proceedings for taking necessary action. While so, an appropriate decision has to be taken by the 3rd respondent-Regional Joint Director of School Education, Guntur, in accordance with law.

4. Therefore, without entering into the merits of the case, I feel it consider to dispose of the writ petition with certain direction.

5 . Accordingly, the writ petition is disposed of, directing the 3rd respondent-Regional Director of School Education, Guntur, to take appropriate decision on the impugned proceedings dated 30-08-2004, within a period of two months, from the date of receipt of a copy of this order. No costs.

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March 22, 2005

Note:

Issue C.C. in two days.

B/o.

Kvr

To

1 State of A.P., rep by Secretary to Government Education Department, Secretariat, Saifabad, Hyderabad
2 The Commissioner & Director of School Education, A.P., Hyderabad
3 The Regional Joint Director of School Education, Guntur

4 Two C.Cs to the GP for Education, AP High Court Buildings,

High court of AP, Hyderabad (O.U.T.)

5 2 CD copies.